IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.865 OF 2002
IN
SUIT NO.2799 OF 2002

Associates Bros. ..Plaintiffs

Vs.

Rupali Plastics Manufacturing
Co. and Ors. ..Defendants

Mr.Sunil Chaturvedi for the plaintiffs

Ms.Aarti P.Bhide for defendant no.3

CORAM : S.U.KAMDAR, J
DATED : 3RD OCTOBER, 2005

P.C.:

. The suit is based on goods sold and delivered. However, admittedly there are no delivery challans. The learned counsel for the plaintiffs states that the delivery challans are lost. The defendants are denying the receipt of the goods. In that view of the matter, triable issue arises. Unconditional leave to defend is granted. Suit is transferred to the list of Commercial Causes. Written Statement or points of defence to be filed within four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on board of the

learned Judge taking Commercial Causes.